

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Luis CASTRO GOMEZ

Serial Number: 10/518,387
(National Phase of PCT/ES2003/000219)

Filed: December 29, 2004

Attorney Docket Number: 027318.00004

For: STONE SAWING WITHOUT ACUTE NOISE

REQUEST FOR REFUND FOR BASIC FILING FEE

MAIL STOP 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: March 29, 2005

Sir:

The undersigned respectfully requests a refund of Five Hundred Dollars for the above-identified application.

A transmittal letter (PTO Form 1390) was filed on December 29, 2004, and applicant paid the basic filing fee for large entity (copy enclosed). We have now been advised that applicant qualifies for small entity status.

Accordingly, it is respectfully requested that the refund be credited to the undersigned's Deposit Account No. 01-2300, referencing Attorney Docket No. 027318.00004. A duplicate copy of this sheet is enclosed herewith.

Respectfully submitted,

ARENT FOX PLLC



Richard J. Berman
Attorney for Applicant
Registration No. 39,107

Customer No. 004372
1050 Connecticut Avenue, N.W., Suite 400
Washington, D.C. 20036-5339
Tel: (202) 857-6000
Fax: (202) 638-4810

FORM PTO-1390
(REV 5-93)

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NUMBER
027318-00004

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

DATE: December 29, 2004

U.S. APPLICATION NUMBER
(IF KNOWN, SEE 37 C.F.R. 1.5)
NEW PATENT APPLICATION

INTERNATIONAL APPLICATION NUMBER
PCT/ES2003/000219

INTERNATIONAL FILING DATE
May 16, 2003

PRIORITY DATE CLAIMED
July 1, 2002

TITLE OF INVENTION: STONE SAWING WITHOUT ACUTE NOISE

APPLICANT(S) FOR DO/EO/US: Luis CASTRO GOMEZ (Pontevedra, Spain)

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The U.S. has been elected (Article 31).
5. ☒ A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
 - a. ☒ is attached hereto (required only if not transmitted by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application into English [35 U.S.C. 371(c)(2)].
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]
 - a. ☐ are attached hereto (required only if not transmitted by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].
9. ☐ An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)].

Items 11 to 20 below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98; Form PTO-1449 and International Search Report with English translation.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: WO 2004/002703 A1 (copy)

U.S. APPLICATION NUMBER
(IF KNOWN, SEE 37 C.F.R. 1.50)
NEW PATENT APPLICATION

INTERNATIONAL APPLICATION
NUMBER
PCT/ES2003/000219

ATTORNEY DOCKET NUMBER
027318-00004

DATE: December 29, 2004

21. ☒ The following fees are submitted:

☒ Basic National Fee \$300.00
☒ Examination Fee \$200.00
☒ Search Fee \$500.00

TOTAL OF ABOVE CALCULATIONS \$1,000.00

CALCULATIONS

PTO USE ONLY

\$ 300.00

\$ 200.00

\$ 500.00

\$ 1,000.00

☐ Additional fee for specification and drawings filed in paper over 100 sheets
excluding sequence listing or computer program listing filed in an electronic
medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	Rate
- 100 =	/ 50 =		X \$250.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months
from the earliest claimed priority date [37 C.F.R. 1.492(e)].

Claims	Number Filed	Number Extra	Rate
Total Claims	4 - 20 =	0	X \$ 50.00
Independent Claims	1 - 3 =	0	X \$200.00
Multiple dependent claim(s) (if applicable)			+ \$360.00

TOTAL OF ABOVE CALCULATIONS =

\$ 1,000.00

Reduction by one-half for filing by small entity, if applicable. Verified Small Entity
statement must also be filed. (Note 37 C.F.R. 1.9, 1.27, 1.28).

\$

SUBTOTAL =

\$ 1,000.00

Processing fee of \$130.00 for furnishing the English translation later the ☐ 20 ☐ 30
months from the earliest claimed priority date [37 C.F.R. 1.492(f)].

\$

TOTAL NATIONAL FEE =

\$ 1,000.00

Fee for recording the enclosed assignment [37 C.F.R. 1.21(h)]. The assignment must be
accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31).
\$40.00 per property

\$

TOTAL FEES ENCLOSED =

\$ 1,000.00

Amount to be
refunded

\$

Charged

\$

- a. ☒ Check #418041 in the amount of \$1,000.00 to cover the above fees is enclosed.
b. ☐ Please charge my Deposit Account Number 01-2300 in the amount of \$.00 to cover the above fee.
A duplicate copy of this sheet is enclosed.
c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit
Account Number 01-2300.

NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b)) must
be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Customer Number 004372

ARENT FOX PLLC

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Suite 400

Washington, DC 20036-5339

Telephone: (202) 857-6000 Fax: (202) 638-4810

RJB:vmh

SIGNATURE ON ORIGINAL

Richard J. Berman
Registration Number 39,107

The PTO did not receive the following

attached *NO CHECK*